(21)

HIGH COURT OF JUDICATURE CHHATTISGARH: BILASPUR

SINGLE BENCH : HON'BLE SHRI S.R. NAYAK, CJ

M.C.C.NO. 377 OF 2006

PETITIONER — Rukhmani Mahila Prathmik Upbhokta Sahkari Bhandar Maryadit, Rajeev Nagar, Supela, Bhilai, District Durg (C.G.) Through – Its President Kaushalya Devi wife of Shri Jagdeesh Chauhan, R/o Rajeev Nagar Ward No. 4, Supela Bhilai, District Durg (C.G.)

VERSUS

RESPONDENTS

1. The State of Chhattisgarh, Through – Secretary, Department of Civil Supplies Mantralay, Dau Kalyan Singh Bhawan, Raipur (CG)
2. The Controller (Food), District Durg (C.G.)
3. The Collector (Food), Distt. Durg (Chhattisgarh)
4. The Sub Divisional Officer (Rev.), Distt. Durg (C.G.)

Present: Shri Vipin Tiwari, learned counsel for the petitioner.
Shri Sanjay S Agrawal, learned Govt. Adv. for the State.

ORAL ORDER
(Passed on 26th July, 2006)

By the order which is sought to be reviewed in the review petition, a direction was issued to the Sub Divisional Officer (Revenue), Durg district, the 4th respondent herein, to consider and dispose of the application dated 17-05-2006 for allotment of fair price shop. It is submitted that since the petitioner is seeking allotment of fair price shop at district headquarter, the competent authority to consider the above application is not the 4th respondent, but, the Controller (Food) Durg district, the 2nd respondent herein, in turn of the Chhattisgarh Public Distribution System Control Order 2004. In that view of the matter, in the place of the direction issued to the 4th respondent in the order

sought to be reviewed, a direction shall issue to the 2nd respondent to consider and dispose of the application of the petitioner dated 17-05-2006 for allotment of fair price shop, in accordance with law, within a period of two months from the date of receipt of a copy of this order. Accordingly, the M.C.C. is disposed of in the above terms. No costs.

Sd/-
Chief Justice

Kamale